

AMENDED

APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... OCT 12 1988  
Returned to applicant for correction..... NOV 28 1988  
Corrected application filed..... JAN 23 1989  
Map filed..... JAN 23 1989

The applicant Joe Sustacha, Jr., and Son  
P.O. Box 1149, of Lamoille,  
Street and No. or P.O. Box No. City or Town  
Nevada 89828, hereby make application for permission to appropriate the public  
State and Zip Code No.  
waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a  
copartnership or association, give names of members.)

1. The source of the proposed appropriation is Underground  
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 0.05 cfs second-feet  
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet

3. The water to be used for Stockwater  
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated

(b) Stockwater, state number and kinds of animals to be watered 1000 Cattle

(c) Other use (describe fully under "No. 12. Remarks")

(d) Power:

(1) Horsepower developed

(2) Point of return of water to stream

5. The water is to be diverted from its source at the following point NE¼ NE¼ of Section 31, T 33 N,  
Describe as being within a 40-acre subdivision of public  
R 58 E, M.D.B. & M., at a point from which the NE corner of said Section 31 bears  
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.  
N 19° 09' 33" E, 952.41 feet.

6. Place of use NE¼ Section 31, NE¼ Section 30, SE¼ Section 19, NE¼ Section 32, All of  
Describe by legal subdivision. If on unsurveyed land, it should be so stated.  
Section 29, T 33 N, R 58 E, MDB & M.

7. Use will begin about January 1 and end about December 31, of each year.  
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
specifications of your diversion or storage works.) Well, Pipeline, Trough  
State manner in which water is to be diverted, i.e. diversion structure, ditches and  
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$10,000

10. Estimated time required to construct works..... 3 years  
If well completed, describe works.  
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11. Estimated time required to complete the application of water to beneficial use..... 5 years

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.  
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BOYACK SURVEYING, AGENT  
By/s/Duane V. Merrill  
515 South Fifth Street  
Elko, Nevada 89801

Compared kh/se pm/se  
Protested.....

APPROVAL.....OF STATE ENGINEER

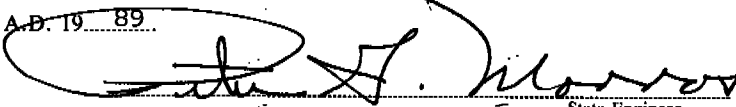
This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:  
This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.  
This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.  
No perforations shall be put in the production casing from ground level to 100 feet.  
The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 0.031 .....cubic feet per second, or sufficient to water 1,000 ..... head of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before..... May 26, 1991  
Proof of completion of work shall be filed on or before..... June 26, 1991  
Application of water to beneficial use shall be made on or before..... May 26, 1994  
Proof of the application of water to beneficial use shall be filed on or before..... June 26, 1994  
Map in support of proof of beneficial use shall be filed on or before..... N/A

Completion of work filed..... JUL 2 5 1991  
Proof of beneficial use filed..... JUL 0 8 1994  
Cultural map filed.....  
Certificate No. 13983 Issued..... JAN 2 6 1995

IN TESTIMONY WHEREOF, I..... PETER G. MORROS  
State Engineer of Nevada, have hereunto set my hand and the seal of my office, this..... 26th ..... day of..... May .....

A.D. 19..... 89  
  
State Engineer